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PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031

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#### Application Number 10/028,258 TRANSMITTAL Filing Date December 19, 2001 **FORM** First Named Inventor Celal Albayrak (to be used for all correspondence after initial filing) **Group Art Unit Examiner Name** Attorney Docket Number | 0081.02 Total Number of Pages in This Submission **ENCLOSURES** (check all that apply) Assignment Papers After Allowance Communication Fee Transmittal Form (for an Application) to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Licensing-related Papers Appeal Communication to Group Amendment / Reply ( Appeal Notice, Brief, Reply Brief) Petition After Final **Proprietary Information** Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request identify below): Terminal Disclaimer Certificate of Mailing **Express Abandonment Request** Postcard Request for Refund Information Disclosure Statement CD, Number of CD(s) \_ Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Individual name Inhale Therapeutic systems, Inc. Signature Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 07/31/2002 Typed or printed name Kathy Honnert Signature Date

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Albayrak, Celal

Application No.: 10/028,258 Filed: 12/19/2001

Group No.: Unknown Examiner: Unassigned

For: INDUCED PHASE TRANSITION METHOD FOR THE PRODUCTION OF MICROPARTICLES

CONTAINING HYDROPHILIC ACTIVE AGENTS

Assistant Commissioner for Patents Washington, D.C. 20231

### CERTIFICATE OF MAILING UNDER 37 C.F.R. section 1.8(a)

I hereby certify that the attached correspondence comprising:

Transmittal, Notice to File corrected application papers, 12 drawings

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Assistant Commissioner for Patents Washington, D.C. 20231

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Kathy Honnert

Signature of person mailing paper

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COMMISSIONER FOR PATENTS United States Patent and Trademark Office WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/028,258

12/19/2001

Celal Albayrak

0081.02

**CONFIRMATION NO. 2329** 

INHALE THERAPEUTIC SYSTEMS, INC

150 INDUSTRIAL ROAD SAN CARLOS, CA 94070

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**FORMALITIES LETTER** OC000000008406103\*

Date Mailed: 07/05/2002

#### NOTICE TO FILE CORRECTED APPLICATION PAPERS

## Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a) M

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 ir/ch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice <u>MUST</u> be returned with the reply.

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